

# **JOURNAL OF THE HOUSE**

## **NINETIETH SESSION**

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FOURTEENTH DAY

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STATE OF SOUTH DAKOTA  
House of Representatives, Pierre  
Tuesday, February 3, 2015

The House convened at 2:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Pastor Sarah Goldammer, followed by the Pledge of Allegiance led by House pages Megan Kass and Chelsie Lomheim.

Roll Call: All members present except Rep. Heinemann who was excused.

### **APPROVAL OF THE JOURNAL**

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the thirteenth day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,  
Dean Wink, Chair

Which motion prevailed.

**HONORED GUESTS**

Speaker Wink introduced Elizabeth Spier of Sioux Falls, the South Dakota 2014 South Dakota Girls State Governor, and John Dannenbring of Yankton, the South Dakota Boys State Governor.

Speaker Wink introduced Amber Hulse of Hot Springs, the South Dakota 2014 State Voice of Democracy winner, and Tracy Kruse of Scotland, the Patriot's Pen winner.

**REPORTS OF STANDING COMMITTEES**

MR. SPEAKER:

The Committee on Health and Human Services respectfully reports that it has had under consideration HB 1130 and returns the same with the recommendation that said bill do pass.

Also MR. SPEAKER:

The Committee on Health and Human Services respectfully reports that it has had under consideration HB 1102 and returns the same with the recommendation that said bill be amended as follows:

1102ca

On page 2, line 2, of the printed bill, delete "36-35-21(1)" and insert "36-35-13(1)".

And that as so amended said bill do pass.

Also MR. SPEAKER:

The Committee on Health and Human Services respectfully reports that it has had under consideration HB 1151 and returns the same with the recommendation that said bill be amended as follows:

1151ya

On page 2, line 8, of the printed bill, after "stress" insert ", and certified by the International Critical Stress Foundation as a Critical Incident Stress Management provider".

On page 2, line 11, after "provider" insert ", and certified by the International Critical Stress Foundation as a Critical Incident Stress Management provider".

1 And that as so amended said bill do pass and be placed on the consent calendar.

2 Respectfully submitted,  
3 Scott Munsterman, Chair

4 Also MR. SPEAKER:

5 The Committee on Agriculture and Natural Resources respectfully reports that it has had  
6 under consideration HB 1152 which was deferred to the 41<sup>st</sup> Legislative Day.

7 Respectfully submitted,  
8 Lee Qualm, Chair

9 **MESSAGES FROM THE SENATE**

10 MR. SPEAKER:

11 I have the honor to return herewith HB 1024, 1025, 1028, and 1036 which have passed the  
12 Senate without change.

13 Also MR. SPEAKER:

14 I have the honor to transmit herewith SB 37 and 78 which have passed the Senate and your  
15 favorable consideration is respectfully requested.

16 Respectfully,  
17 Kay Johnson, Secretary

18 **MOTIONS AND RESOLUTIONS**

19 SCR 4: A CONCURRENT RESOLUTION, Urging Congress to support equity and sales  
20 tax fairness.

21 Rep. Cronin moved that SCR 4 as found on page 206 of the Senate Journal be concurred  
22 in.

23 The question being on Rep. Cronin's motion that SCR 4 be concurred in.

24 And the roll being called:

25 Yeas 64, Nays 5, Excused 1, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Conzet; Craig; Cronin; Deutsch; Dryden;  
3 Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don); Harrison; Haugaard;  
4 Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns; Killer;  
5 Kirschman; Klumb; Langer; Marty; May; McCleerey; Mickelson; Munsterman; Novstrup (Al);  
6 Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen; Ring; Romkema; Rounds;  
7 Rozum; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Stevens;  
8 Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker Wink

9 Nays:

10 Campbell; DiSanto; Kaiser; Latterell; Russell

11 Excused:

12 Heinemann (Leslie)

13 So the motion having received an affirmative vote of a majority of the members-elect, the  
14 Speaker declared the motion carried and SCR 4 was concurred in.

15 HCR 1006 Introduced by: Representatives Gibson, Bartling, Hawks, Hawley, Killer,  
16 Kirschman, McCleerey, Ring, Schrempp, and Soli and Senators Hunhoff (Bernie), Bradford,  
17 Buhl O'Donnell, Frerichs, Parsley, Peterson (Jim), and Sutton

18 A CONCURRENT RESOLUTION, to request that a plan be developed for a state ethics  
19 commission.

20 WHEREAS, it is essential to the proper function of the state government to maintain the  
21 integrity of the Legislature and state government and to maintain the public trust.

22 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Ninetieth  
23 Legislature of the State of South Dakota, the Senate concurring therein, that the Legislature  
24 hereby requests the Executive Board of the Legislative Research Council to consult with the  
25 executive branch and the judicial branch of state government to develop a plan for the  
26 restoration of a South Dakota Ethics Commission, and submit the plan as proposed legislation  
27 for the 2016 legislative session.

28 Was read the first time and the Speaker waived the committee referral.

29 Rep. Gosch moved that HB 1131 be referred from the Committee on Transportation to the  
30 Committee on State Affairs.

31 Which motion prevailed.

1                                   **CONSIDERATION OF REPORTS OF COMMITTEES**

2           Rep. Gosch moved that the reports of the Standing Committees on  
3           Appropriations on HB 1002 as found on page 240 of the House Journal; also  
4           Appropriations on HB 1047 as found on page 241 of the House Journal; also  
5           Appropriations on HB 1092 as found on page 241 of the House Journal; also  
6           Judiciary on HB 1083 as found on page 242 of the House Journal; also  
7           Judiciary on HB 1124 as found on page 242 of the House Journal; also  
8           Judiciary on SB 18 as found on page 243 of the House Journal be adopted.  
9           Which motion prevailed.

10                               **FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

11           HB 1195 Introduced by: Representative Bolin and Senator Otten (Ernie)

12           FOR AN ACT ENTITLED, An Act to declare void the transgender policy of the South  
13           Dakota High School Activities Association and to establish a determinant in identifying a  
14           student's sexual identity for the purpose of participation in high school athletics.

15           Was read the first time.

16           HB 1196 Introduced by: Representatives Killer, Bordeaux, Conzet, Gibson, Haugaard,  
17           Hawley, May, Qualm, Russell, Soli, Verchio, and Wink and Senators Heinert, Bradford, Buhl  
18           O'Donnell, Frerichs, Hunhoff (Bernie), Jensen (Phil), Lederman, Parsley, and Rampelberg

19           FOR AN ACT ENTITLED, An Act to revise certain driver licensing provisions.

20           Was read the first time.

21           HB 1197 Introduced by: Representative Westra and Senator Otten (Ernie)

22           FOR AN ACT ENTITLED, An Act to accommodate legislation for community  
23           improvement districts.

24           Was read the first time.

1 HB 1198 Introduced by: Representatives DiSanto, Campbell, Craig, Kaiser, Marty, May,  
2 and Russell and Senators Jensen (Phil), Greenfield (Brock), and Olson

3 FOR AN ACT ENTITLED, An Act to require legislative approval for certain academic  
4 assessments.

5 Was read the first time.

6 HB 1199 Introduced by: Representatives Bordeaux, Bartling, Feickert, Gibson, Hawks,  
7 Killer, Kirschman, McCleerey, Ring, Schoenfish, Schrempp, and Soli and Senators Heinert,  
8 Bradford, Hunhoff (Bernie), Parsley, and Sutton

9 FOR AN ACT ENTITLED, An Act to authorize funding for tribal colleges to defray  
10 certain costs associated with educating nonbeneficiary students and to make an appropriation  
11 therefor.

12 Was read the first time.

13 HB 1200 Introduced by: Representatives Bolin, Deutsch, and Kirschman and Senators  
14 Frerichs, Bradford, Haggar (Jenna), Hunhoff (Bernie), Monroe, Olson, and Peterson (Jim)

15 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the exemption  
16 of motor vehicles from the motor vehicle excise tax.

17 Was read the first time.

18 HB 1201 Introduced by: Representatives Mickelson, Bolin, Craig, Duvall, Greenfield  
19 (Lana), Harrison, Hunt, Langer, Peterson (Kent), Qualm, Rasmussen, Rozum, and Tulson and  
20 Senators Cammack, Brown, Heinert, Novstrup (David), Otten (Ernie), Tidemann, and Tieszen

21 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding planning and  
22 zoning.

23 Was read the first time.

24 HB 1202 Introduced by: Representatives Schrempp, Cronin, Feickert, McCleerey, and Ring  
25 and Senators Frerichs and Greenfield (Brock)

26 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding renewable,  
27 recycled, and conserved energy sources.

28 Was read the first time.

1 HB 1203 Introduced by: Representatives Haggar (Don), Deutsch, May, Novstrup (Al),  
2 Peterson (Kent), Qualm, Rounds, Russell, Stalzer, Verchio, Wiik, Willadsen, and Wollmann  
3 and Senators Rampelberg, Greenfield (Brock), Haggar (Jenna), Jensen (Phil), Lederman,  
4 Monroe, Olson, and Tieszen

5 FOR AN ACT ENTITLED, An Act to provide for a state assessment and report on the  
6 effects of implementing the Clean Air Act.

7 Was read the first time.

8 HB 1204 Introduced by: Representatives Haggar (Don), Bolin, Brunner, DiSanto, Hunt,  
9 Latterell, and Novstrup (Al) and Senators Haggar (Jenna), Greenfield (Brock), Holien,  
10 Lederman, and Rave

11 FOR AN ACT ENTITLED, An Act to provide for a limited number of affordable  
12 baccalaureate degree scholarships for students intending to serve as K-12 educators in South  
13 Dakota.

14 Was read the first time.

15 HB 1205 Introduced by: Representatives Stalzer, Campbell, Craig, Gosch, Haugaard,  
16 Hickey, Latterell, May, Qualm, Schoenbeck, Wiik, Willadsen, and Wollmann and Senators  
17 Monroe, Greenfield (Brock), Haggar (Jenna), Lederman, and Olson

18 FOR AN ACT ENTITLED, An Act to provide for the certification by a chief law  
19 enforcement officer of the transfer of certain firearms.

20 Was read the first time.

21 HB 1206 Introduced by: Representatives Stalzer, Brunner, Campbell, Craig, DiSanto,  
22 Gosch, Haugaard, Heinemann (Leslie), Hickey, Latterell, May, Otten (Herman), Qualm,  
23 Rounds, Verchio, Wiik, Willadsen, and Zikmund and Senators Olson, Greenfield (Brock),  
24 Haggar (Jenna), Jensen (Phil), Lederman, Monroe, and Otten (Ernie)

25 FOR AN ACT ENTITLED, An Act to authorize the concealed carry of pistols on public  
26 university campuses under certain circumstances.

27 Was read the first time.

1 HB 1207 Introduced by: Representatives Cronin, Bartling, Dryden, Hawley, and Wink and  
2 Senators Rave, Brown, Frerichs, Peters, Peterson (Jim), Sutton, and Tidemann

3 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the school  
4 district pension fund and capital outlay fund tax levies, to provide property tax opt-out  
5 procedures for the capital outlay levy, and to revise the per student allocation.

6 Was read the first time.

7 HB 1208 Introduced by: The Committee on Appropriations

8 FOR AN ACT ENTITLED, An Act to appropriate money for the ordinary expenses of the  
9 legislative, judicial, and executive departments of the state, the expenses of state institutions,  
10 interest on the public debt, and for common schools.

11 Was read the first time.

12 HB 1209 Introduced by: Representatives Conzet, Harrison, Mickelson, Solum, and  
13 Willadsen and Senators Rave, Lederman, Novstrup (David), Rampelberg, Sutton, and Vehle

14 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to changes in terms  
15 of credit card agreements.

16 Was read the first time.

17 HB 1210 Introduced by: Representative Hickey

18 FOR AN ACT ENTITLED, An Act to prohibit certain meetings of a Legislative  
19 committee.

20 Was read the first time.

21 HB 1211 Introduced by: Representatives Haugaard, Heinemann (Leslie), Hickey, Kaiser,  
22 Klumb, Langer, Marty, May, Qualm, and Verchio and Senators Jensen (Phil), Greenfield  
23 (Brock), and Olson

24 FOR AN ACT ENTITLED, An Act to repeal the requirement for a marriage license and  
25 to provide for a marriage certificate.

26 Was read the first time.



1 HB 1212 Introduced by: Representatives Haugaard, Bolin, Brunner, DiSanto, Feickert,  
2 Haggar (Don), Hunt, Kaiser, Klumb, Langer, Latterell, and Novstrup (Al) and Senators Haggar  
3 (Jenna), Brown, Greenfield (Brock), Holien, Lederman, Novstrup (David), Rave, and Solano

4 FOR AN ACT ENTITLED, An Act to criminalize abuse of an unborn child.

5 Was read the first time.

6 HB 1213 Introduced by: Representative Duvall and Senator Vehle

7 FOR AN ACT ENTITLED, An Act to increase the motor vehicle excise tax to finance  
8 improvements on the public highways and bridges.

9 Was read the first time.

10 HB 1214 Introduced by: Representatives Rasmussen, Bolin, Brunner, Craig, Greenfield  
11 (Lana), Heinemann (Leslie), Hunhoff (Jean), Langer, Latterell, McCleerey, Mickelson, Qualm,  
12 Schoenfish, Stalzer, Verchio, Werner, and Zikmund and Senators Greenfield (Brock), Haggar  
13 (Jenna), Heineman (Phyllis), and Olson

14 FOR AN ACT ENTITLED, An Act to require all bicyclists on a highway to wear  
15 fluorescent or reflective garments.

16 Was read the first time.

17 HB 1215 Introduced by: Representatives Brunner, Craig, Johns, Kaiser, Klumb, May, and  
18 Russell and Senators Greenfield (Brock), Cammack, Ewing, Haggar (Jenna), Jensen (Phil),  
19 Monroe, and Olson

20 FOR AN ACT ENTITLED, An Act to provide for an optional enhanced permit to carry a  
21 concealed pistol.

22 Was read the first time.

23 HB 1216 Introduced by: Representatives Feickert, Gibson, Hawley, Hickey, Johns, Kaiser,  
24 Kirschman, May, McCleerey, Qualm, Schaefer, Schrempp, Solum, Tulson, Verchio, Werner,  
25 and Zikmund and Senators Frerichs, Bradford, Buhl O'Donnell, Heinert, Olson, Parsley,  
26 Peterson (Jim), Rusch, and Sutton

27 FOR AN ACT ENTITLED, An Act to repeal the limitation on the total amount of revenue  
28 payable from taxes on real property for all taxing districts, except school districts.

29 Was read the first time.

1 HB 1217 Introduced by: Representatives Feickert and McCleerey and Senator Frerichs

2 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the portion of  
3 Marshall County located in the James River Water Development District.

4 Was read the first time.

5 HB 1218 Introduced by: Representatives Bartling, Gibson, Hawks, and Hawley and  
6 Senators Sutton, Frerichs, Hunhoff (Bernie), and Peterson (Jim)

7 FOR AN ACT ENTITLED, An Act to accommodate legislation relating to education in  
8 South Dakota.

9 Was read the first time.

10 HB 1219 Introduced by: Representatives Peterson (Kent), Conzet, Jensen (Alex), Klumb,  
11 Mickelson, Partridge, and Westra and Senators Novstrup (David), Lederman, and Solano

12 FOR AN ACT ENTITLED, An Act to permit entities to voluntarily disclose ownership on  
13 filings with the Office of the Secretary of State.

14 Was read the first time.

15 HB 1220 Introduced by: Representatives Craig, Beal, Bolin, Brunner, Campbell, Deutsch,  
16 DiSanto, Greenfield (Lana), Haggar (Don), Harrison, Heinemann (Leslie), Hunt, Kaiser, Marty,  
17 Novstrup (Al), Partridge, Ring, Schaefer, Solum, Verchio, Wiik, Willadsen, Wollmann, and  
18 Zikmund and Senators Greenfield (Brock), Bradford, Haggar (Jenna), Haverly, Jensen (Phil),  
19 Novstrup (David), Olson, Otten (Ernie), Rampelberg, and Rave

20 FOR AN ACT ENTITLED, An Act to provide for the free exercise of religion and to  
21 declare an emergency.

22 Was read the first time.

23 HB 1221 Introduced by: Representatives Ring, Feickert, Gibson, Hawks, Johns, Killer,  
24 Kirschman, McCleerey, and Soli and Senators Buhl O'Donnell, Bradford, Parsley, and Peterson  
25 (Jim)

26 FOR AN ACT ENTITLED, An Act to authorize no-fault divorce in the state.

27 Was read the first time.

1 HB 1222 Introduced by: Representatives Tulson, Feickert, Johns, Kirschman, McCleerey,  
2 Wiik, and Zikmund and Senators Frerichs and Greenfield (Brock)

3 FOR AN ACT ENTITLED, An Act to revise certain educational requirements for state-  
4 certified residential appraisers and state-certified general appraisers.

5 Was read the first time.

6 HB 1223 Introduced by: Representatives Campbell, DiSanto, Kaiser, Marty, May, Russell,  
7 and Stalzer and Senator Jensen (Phil)

8 FOR AN ACT ENTITLED, An Act to end the state's involvement with common core state  
9 standards and to prohibit the adoption of certain multistate educational standards.

10 Was read the first time.

11 HB 1224 Introduced by: Representatives Campbell, Marty, and May and Senator Jensen  
12 (Phil)

13 FOR AN ACT ENTITLED, An Act to provide procedures for issuing driver licenses and  
14 nondriver identification cards that do not require certain biometric data and high resolution  
15 facial images.

16 Was read the first time.

17 HB 1225 Introduced by: Representatives May and Campbell and Senator Bradford

18 FOR AN ACT ENTITLED, An Act to prohibit the unauthorized commercial use of a  
19 personality's right of publicity and provide a civil remedy therefor.

20 Was read the first time.

21 HB 1226 Introduced by: Representative May and Senator Greenfield (Brock)

22 FOR AN ACT ENTITLED, An Act to accommodate legislation for education.

23 Was read the first time.

24 HB 1227 Introduced by: Representatives May and Verchio and Senator Bradford

25 FOR AN ACT ENTITLED, An Act to authorize counties to impose sales and use taxes.

26 Was read the first time.

1 HB 1228 Introduced by: Representatives Cronin, Dryden, Gosch, Mickelson, and Wink  
2 FOR AN ACT ENTITLED, An Act to establish the state debt collection office.

3 Was read the first time.

4 HB 1229 Introduced by: Representatives Jensen (Alex), Anderson, Bolin, Conzet, Cronin,  
5 Dryden, Gosch, Haggar (Don), Langer, Mickelson, Peterson (Kent), Romkema, Sly, Stevens,  
6 and Westra and Senators Tidemann, Brown, Haverly, Heineman (Phyllis), Peters, and Rave

7 FOR AN ACT ENTITLED, An Act to revise provisions related to the release of medical  
8 waste.

9 Was read the first time.

10 HB 1230 Introduced by: Representatives Latterell, Anderson, Brunner, Campbell, Conzet,  
11 Craig, DiSanto, Greenfield (Lana), Haggar (Don), Qualm, Schoenfish, Stalzer, Wiik, and  
12 Zikmund and Senators Greenfield (Brock), Haggar (Jenna), Jensen (Phil), Lederman, Monroe,  
13 Olson, Omdahl, and Otten (Ernie)

14 FOR AN ACT ENTITLED, An Act to prohibit the beheading of certain living unborn  
15 children and to provide penalties therefor.

16 Was read the first time.

17 HB 1231 Introduced by: Representatives Hawks, Bartling, Brunner, Feickert, Hickey,  
18 Kirschman, Langer, May, McCleerey, and Soli and Senators Parsley, Buhl O'Donnell, Haggar  
19 (Jenna), Peterson (Jim), and Soholt

20 FOR AN ACT ENTITLED, An Act to authorize the forfeiture of any financial benefit or  
21 valuables gained from prostitution or pimping.

22 Was read the first time.

23 HB 1232 Introduced by: Representatives Hawks, Beal, Campbell, Craig, Feickert,  
24 Kirschman, Sly, Wiik, and Zikmund and Senators Greenfield (Brock), Lederman, and Sutton

25 FOR AN ACT ENTITLED, An Act to provide for a determination of the value of small  
26 power production facilities.

27 Was read the first time.

1 HB 1233 Introduced by: Representative Bordeaux and Senator Heinert

2 FOR AN ACT ENTITLED, An Act to accommodate legislation to revise certain provisions  
3 regarding tax collection agreements with Indian tribes.

4 Was read the first time.

5 HB 1234 Introduced by: Representatives Bordeaux and Killer

6 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding tax compacts  
7 with Indian tribes.

8 Was read the first time.

9 HB 1235 Introduced by: Representatives Willadsen, Beal, Deutsch, Harrison, Hawley,  
10 Kirschman, Novstrup (Al), Rounds, Schoenbeck, Stalzer, Westra, Wiik, Wollmann, and  
11 Zikmund and Senators Brown, Bradford, Curd, Greenfield (Brock), Haggar (Jenna), Heineman  
12 (Phyllis), Lederman, Novstrup (David), and Sutton

13 FOR AN ACT ENTITLED, An Act to update the valuation manual related to the valuation  
14 of assets, liabilities, and reserves.

15 Was read the first time.

16 HJR 1005 Introduced by: Representatives Killer, Cronin, May, and Russell and Senator  
17 Bradford

18 A JOINT RESOLUTION, Designating Oglala Lakota County as the new name of Shannon  
19 County.

20 Was read the first time.

21 HJR 1006 Introduced by: Representatives Latterell, Craig, Cronin, DiSanto, Gosch, Haggar  
22 (Don), Haugaard, Heinemann (Leslie), Novstrup (Al), Qualm, Stalzer, Werner, Westra, Wiik,  
23 Wollmann, and Zikmund and Senators Lederman, Haggar (Jenna), Jensen (Phil), Omdahl, and  
24 Otten (Ernie)

25 A JOINT RESOLUTION, to apply for a Convention of the States under Article V of the  
26 Constitution of the United States.

27 Was read the first time.

1                   **FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS**

2           SB 37: FOR AN ACT ENTITLED, An Act to adopt the 2008 Uniform Interstate Family  
3 Support Act, to repeal the 1996 Uniform Interstate Family Support Act, and to revise certain  
4 provisions relating thereto.

5           Was read the first time.

6           SB 78: FOR AN ACT ENTITLED, An Act to authorize counties or medical providers to  
7 recover inmate healthcare costs from insurers.

8           Was read the first time.

9                   **SECOND READING OF CONSENT CALENDAR ITEMS**

10          HB 1125: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the  
11 notice for meeting of public bodies.

12          Was read the second time.

13          The question being "Shall HB 1125 pass?"

14          And the roll being called:

15          Yeas 69, Nays 0, Excused 1, Absent 0

16          Yeas:

17 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
18 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don);  
19 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
20 Johns; Kaiser; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;  
21 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;  
22 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;  
23 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;  
24 Willadsen; Wollmann; Zikmund; Speaker Wink

25          Excused:

26 Heinemann (Leslie)

27          So the bill having received an affirmative vote of a majority of the members-elect, the  
28 Speaker declared the bill passed and the title was agreed to.

1 HB 1099: FOR AN ACT ENTITLED, An Act to revise certain provisions related to  
2 transferable interests in limited liability partnerships.

3 Was read the second time.

4 The question being "Shall HB 1099 pass?"

5 And the roll being called:

6 Yeas 69, Nays 0, Excused 1, Absent 0

7 Yeas:

8 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
9 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Hagggar (Don);  
10 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
11 Johns; Kaiser; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;  
12 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;  
13 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;  
14 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;  
15 Willadsen; Wollmann; Zikmund; Speaker Wink

16 Excused:

17 Heinemann (Leslie)

18 So the bill having received an affirmative vote of a majority of the members-elect, the  
19 Speaker declared the bill passed and the title was agreed to.

20 HB 1119: FOR AN ACT ENTITLED, An Act to revise certain adoption proceedings  
21 regarding the adult adoption of biological children.

22 Was read the second time.

23 The question being "Shall HB 1119 pass?"

24 And the roll being called:

25 Yeas 69, Nays 0, Excused 1, Absent 0

26 Yeas:

27 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
28 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Hagggar (Don);  
29 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
30 Johns; Kaiser; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;  
31 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;  
32 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;  
33 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;  
34 Willadsen; Wollmann; Zikmund; Speaker Wink

1 Excused:  
2 Heinemann (Leslie)

3 So the bill having received an affirmative vote of a majority of the members-elect, the  
4 Speaker declared the bill passed and the title was agreed to.

5 SB 23: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the  
6 ownership and management of the South Dakota Art Museum.

7 Was read the second time.

8 The question being "Shall SB 23 pass?"

9 And the roll being called:

10 Yeas 69, Nays 0, Excused 1, Absent 0

11 Yeas:  
12 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
13 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don);  
14 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
15 Johns; Kaiser; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;  
16 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;  
17 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;  
18 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;  
19 Willadsen; Wollmann; Zikmund; Speaker Wink

20 Excused:  
21 Heinemann (Leslie)

22 So the bill having received an affirmative vote of a majority of the members-elect, the  
23 Speaker declared the bill passed and the title was agreed to.

24 SB 36: FOR AN ACT ENTITLED, An Act to repeal certain outdated and unnecessary  
25 statutes and to update certain references related to the Department of Tourism.

26 Was read the second time.

27 The question being "Shall SB 36 pass as amended?"

28 And the roll being called:

29 Yeas 69, Nays 0, Excused 1, Absent 0



1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
3 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don);  
4 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
5 Johns; Kaiser; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;  
6 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;  
7 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;  
8 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;  
9 Willadsen; Wollmann; Zikmund; Speaker Wink

10 Excused:

11 Heinemann (Leslie)

12 So the bill having received an affirmative vote of a majority of the members-elect, the  
13 Speaker declared the bill passed and the title was agreed to.

14 **SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

15 Rep. Gosch moved that HB 1073 be deferred to Wednesday, February 4<sup>th</sup>, the  
16 15th legislative day.

17 Which motion prevailed.

18 HB 1052: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the  
19 regulation of insurance holding companies.

20 Was read the second time.

21 The question being "Shall HB 1052 pass as amended?"

22 And the roll being called:

23 Yeas 69, Nays 0, Excused 1, Absent 0

24 Yeas:

25 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
26 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don);  
27 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
28 Johns; Kaiser; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;  
29 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;  
30 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;  
31 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;  
32 Willadsen; Wollmann; Zikmund; Speaker Wink

1 Excused:  
2 Heinemann (Leslie)

3 So the bill having received an affirmative vote of a majority of the members-elect, the  
4 Speaker declared the bill passed and the title was agreed to.

5 HB 1091: FOR AN ACT ENTITLED, An Act to require that the minutes of meetings of  
6 any state board or commission include a record of how each individual member voted on certain  
7 motions.

8 Was read the second time.

9 The question being "Shall HB 1091 pass?"

10 And the roll being called:

11 Yeas 69, Nays 0, Excused 1, Absent 0

12 Yeas:  
13 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
14 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don);  
15 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
16 Johns; Kaiser; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;  
17 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;  
18 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;  
19 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;  
20 Willadsen; Wollmann; Zikmund; Speaker Wink

21 Excused:  
22 Heinemann (Leslie)

23 So the bill having received an affirmative vote of a majority of the members-elect, the  
24 Speaker declared the bill passed and the title was agreed to.

25 HB 1106: FOR AN ACT ENTITLED, An Act to establish the rights of municipal, county,  
26 or township officers in certain decision-making processes.

27 Was read the second time.

28 The question being "Shall HB 1106 pass?"

29 And the roll being called:

30 Yeas 68, Nays 1, Excused 1, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
3 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don);  
4 Harrison; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns;  
5 Kaiser; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey; Mickelson;  
6 Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen;  
7 Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly;  
8 Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann;  
9 Zikmund; Speaker Wink

10 Nays:

11 Haugaard

12 Excused:

13 Heinemann (Leslie)

14 So the bill having received an affirmative vote of a majority of the members-elect, the  
15 Speaker declared the bill passed and the title was agreed to.

16 HB 1079: FOR AN ACT ENTITLED, An Act to revise the deadline for the Department  
17 of Health's annual report regarding abortions.

18 Was read the second time.

19 The question being "Shall HB 1079 pass?"

20 And the roll being called:

21 Yeas 67, Nays 2, Excused 1, Absent 0

22 Yeas:

23 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
24 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gosch; Greenfield (Lana); Haggar (Don);  
25 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
26 Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey; Mickelson;  
27 Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen;  
28 Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly;  
29 Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann;  
30 Zikmund; Speaker Wink

31 Nays:

32 Gibson; Killer

33 Excused:

34 Heinemann (Leslie)

1 So the bill having received an affirmative vote of a majority of the members-elect, the  
2 Speaker declared the bill passed and the title was agreed to.

3 HB 1080: FOR AN ACT ENTITLED, An Act to authorize the use of investigational  
4 treatments for patients under certain conditions and to restrict certain causes of action arising  
5 from investigational treatment.

6 Was read the second time.

7 Rep. Gosch moved that HB 1080 be deferred to Wednesday, February 4, the 15<sup>th</sup> legislative  
8 day.

9 Which motion prevailed.

10 HB 1081: FOR AN ACT ENTITLED, An Act to repeal certain provisions regarding county  
11 officials and the board of county commissioners.

12 Was read the second time.

13 1081jb

14 Rep. Latterell moved that HB 1081 be amended as follows:

15 On page 1 of the printed bill, delete lines 4 to 12, inclusive.

16 Which motion lost.

17 The question being "Shall HB 1081 pass as amended?"

18 And the roll being called:

19 Yeas 66, Nays 3, Excused 1, Absent 0

20 Yeas:

21 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;  
22 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don);  
23 Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);  
24 Johns; Kaiser; Killer; Kirschman; Klumb; Langer; Marty; May; McCleerey; Mickelson;  
25 Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen;  
26 Ring; Romkema; Rounds; Rozum; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli;  
27 Solum; Stalzer; Stevens; Tulson; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund;  
28 Speaker Wink

1 Nays:

2 Latterell; Russell; Verchio

3 Excused:

4 Heinemann (Leslie)

5 So the bill having received an affirmative vote of a majority of the members-elect, the  
6 Speaker declared the bill passed and the title was agreed to.

7 HB 1096: FOR AN ACT ENTITLED, An Act to revise certain procedures for issuing a  
8 permit to carry a concealed pistol.

9 Was read the second time.

10 Rep. Gosch moved that HB 1096 be deferred to Thursday, February 5, the 16<sup>th</sup> legislative  
11 day.

12 Which motion prevailed.

13 HB 1041: FOR AN ACT ENTITLED, An Act to increase certain driver and commercial  
14 driver licensing application fees and to dedicate certain revenue for the purpose of operating the  
15 driver license program.

16 Was read the second time.

17 The question being "Shall HB 1041 pass?"

18 And the roll being called:

19 Yeas 57, Nays 12, Excused 1, Absent 0

20 Yeas:

21 Anderson; Beal; Bolin; Bordeaux; Craig; Cronin; Deutsch; Dryden; Duvall; Feickert; Gibson;  
22 Gosch; Harrison; Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen  
23 (Alex); Johns; Killer; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;  
24 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Peterson (Kent); Qualm; Rasmussen;  
25 Ring; Romkema; Rounds; Rozum; Schaefer; Schoenbeck; Schoenfish; Sly; Soli; Solum;  
26 Stalzer; Stevens; Tulson; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker  
27 Wink

28 Nays:

29 Bartling; Brunner; Campbell; Conzet; DiSanto; Greenfield (Lana); Haggard (Don); Kaiser;  
30 Partridge; Russell; Schrempp; Verchio

1       Excused:  
2       Heinemann (Leslie)

3       So the bill having received an affirmative vote of a two-thirds majority of the members-  
4       elect, the Speaker declared the bill passed and the title was agreed to.

5       Rep. Gosch moved that the balance of the calendar including HB 1050, 1098, 1111, 1120,  
6       1005, 1097, 1117, and 1095 and SB 61, 34, 14, and 15 be deferred to Wednesday, February 4,  
7       the 15<sup>th</sup> legislative day.

8       Which motion prevailed.

9       There being no objection, the House reverted to Order of Business No. 5.

10                               **REPORTS OF STANDING COMMITTEES**

11       MR. SPEAKER:

12       The Committee on Legislative Procedure respectfully reports that the Office of Engrossing  
13       and Enrolling has carefully compared HB 1024, 1025, 1028, and 1036 and finds the same  
14       correctly enrolled.

15   Respectfully submitted,  
16   Dean Wink, Chair

17                               **SIGNING OF BILLS**

18       The Speaker publicly read the title to

19       HB 1024: FOR AN ACT ENTITLED, An Act to repeal certain outdated and unnecessary  
20       statutes related to the Department of Labor and Regulation.

21       HB 1025: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding banks  
22       and banking.

23       HB 1028: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding money  
24       transmitters and money transmissions.

25       HB 1036: FOR AN ACT ENTITLED, An Act to codify legislation enacted in 2014.

26       SB 31: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding  
27       coordination of benefits between health plans.

Arlene Kvislen, Chief Clerk

